

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 04-3531

United States of America,

Appellee,

v.

Billy Cole,

Appellant.

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Appeal from the United States
District Court for the
Eastern District of Missouri.

[UNPUBLISHED]

Submitted: August 4, 2005

Filed: August 9, 2005

Before MORRIS SHEPPARD ARNOLD, FAGG, and SMITH, Circuit Judges.

PER CURIAM.

Billy Cole appeals the district court's¹ denial without prejudice of his 18 U.S.C. § 3582(c)(2) sentence-reduction motion, in which he sought reduction based on Amendment 591 to the Sentencing Guidelines and Blakely v. Washington, 542 U.S. 296 (2004). Amendment 591 does not affect Cole's sentence, and he has not stated any other basis for modification under section 3582(c)(2). Accordingly, we affirm. See 8th Cir. R. 47B.

¹The Honorable Jean C. Hamilton, United States District Judge for the Eastern District of Missouri.